

**MUST BE
POSTMARKED ON
OR BEFORE
MAY 10, 2011**

**Stiller v. Costco Wholesale Corporation
c/o The Garden City Group, Inc.
P.O. Box 9718
Dublin, OH 43017-5618**

CCW-O



No: CCW1234567

Control No: 1234567890



JANE CLAIMANT
123 4TH ST
APT 5
SEATTLE, WA 67890

REQUIRED ADDRESS INFORMATION OR CORRECTIONS

If the pre-printed address to the left is incorrect or out of date, **OR** if there is no pre-printed data to the left, **YOU MUST** provide your current name and address here:

Name:

Address:

City/State/Zip:

OPT-OUT ELECTION FORM

***Stiller et al. v. Costco Wholesale Corporation
(formerly Pytelewski et al. v. Costco Wholesale Corporation)
Case No. 3:09-CV-02473-H (BGS)***
United States District Court, Southern District of California

Complete and Mail or E-mail Form by May 10, 2011 to:

Stiller v. Costco Wholesale Corporation
c/o The Garden City Group, Inc.
P.O. Box 9718
Dublin, OH 43017-5618
StillerClassAction@gcginc.com
1 (888) 425-7058

I have read the attached Notice and I do not wish to be part of this suit against Costco seeking pay for time spent off the clock in California non-union warehouses because of "lockdowns."

Signature

Date

Print Name

Phone: (_____) _____ - _____

**NOTICE OF WAGE AND HOUR CLASS ACTION LAWSUIT
AGAINST COSTCO WHOLESALE CORPORATION**

Stiller et al. v. Costco Wholesale Corporation
(formerly Pytelewski et al. v. Costco Wholesale Corporation)
Case No. 3:09-CV-02473-H (BGS)
United States District Court, Southern District of California

INTRODUCTION

This Notice tells you how you might become part of a lawsuit by Costco warehouse workers for lost wages under California law. You will automatically join the suit if you do nothing.

THE LAWSUIT

The named plaintiffs claim that Costco workers could not leave work right away after clocking out from closing shifts because managers “locked down” warehouses during cash register and jewelry pulls. They say that Costco should pay its employees for “lockdown” delays.

WHO CAN TAKE PART

You are automatically part of the lawsuit, unless you opt out, if you worked for Costco in California between May 15, 2005 and October 1, 2009, and you were paid by the hour, and you were not covered by a union bargaining agreement, and “lockdowns” kept you at work after clocking out, and you were not paid for that time.

You have two options.

Option One. You do nothing. If you do nothing (meaning you do not send an opt-out form), you WILL automatically be suing Costco for lost wages under California law. You will be bound by the court’s decisions about class members’ claims, including any court-approved settlement.

Option Two. You choose not to be part of the suit. To make that choice, you MUST send in a completed opt-out form.

If you worked full time at a Costco warehouse between March 1, 2008 and October 1, 2009, you should also get a Notice about joining the lawsuit to sue Costco under federal law. To see that Notice, visit www.swhlegal.com/our_cases.html.

YOU MUST DECIDE SOON

If you want to opt out, then you MUST send a completed opt-out form to the address on the form, postmarked within 60 days of the date of this Notice - that is, no later than **May 10, 2011**.

California law prohibits anyone from discriminating or retaliating against you for selecting either option described above.

LEGAL REPRESENTATION AND YOUR RIGHTS IF YOU PARTICIPATE

The Law Firm of Sanford Wittels & Heisler, LLP and the Law Firm of Chapin Fitzgerald Sullivan, LLP have been representing the named plaintiffs and will now be Class Counsel. If you do not opt out, Class Counsel will automatically represent you, or you can hire your own lawyer for your claim.

The names and addresses of Class Counsel are:

SANFORD WITTELS & HEISLER, LLP

David Sanford
Stefanie Roemer
Kyle Chadwick
1666 Connecticut Ave NW, Suite 310
Washington, DC 20009
costcoclassaction@swhlegal.com
www.swhlegal.com/our_cases.html
Telephone: (877) 674-2762

CHAPIN FITZGERALD SULLIVAN, LLP

Edward Chapin
Jill Sullivan
550 West "C" Street, Suite 2000
San Diego, CA 92101

The names and addresses of Costco's counsel are:

SEYFARTH SHAW LLP

Kenwood C. Youmans (SBN: 68258)
kyoumans@seyfarth.com
David D. Kadue (SBN 113578)
dkadue@seyfarth.com
2029 Century Park East, Suite 3500
Los Angeles, California 90067-3021
Telephone: (310) 277-7200
Facsimile: (310) 201-5219

SEYFARTH SHAW LLP

Aaron R. Lubeley (SBN 199837)
alubeley@seyfarth.com
Rocio Herrera (SBN 237139)
rherrera@seyfarth.com
333 S. Hope Street, Suite 3900
Los Angeles, CA 90071
Telephone: (213) 270-9600
Facsimile: (213) 270-9601